PACE 11/4 \* RCVD AT 12/6/2004 4:25:50 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-114 \* DNIS:8729306 \* CSID:651 737 7409 \* DURATION (mm-ss):06-00

_	Application Number	09/989965	
FACSIMILE	Filing Date	November 21, 2001	
TRANSMITTAL	First Named Inventor	Martin, Philip G.	
FORM	Art Unit	3743	
	Examiner Name	Teena Kay Mitchell	
ax: 703-872-9306	Attorney Docket Number	56732US002	
Total Number of Pages in This S	Submission: 14		
Date: December 6, 2004	Attorney for Applicant: Karl	G. Hanson RECE	IVE:
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	ENCLOSURES (check all that apply)	DEC 0	6 zi
Fee Transmittal Form	Petition	Appeal Communication to	
☐ Issue Fee Transmittel		Board of Appeals and Interferences	
Amendment Transmittat			
Amendment/Reply	Petition to Convert a Provisional Application	Appeal Communication to Technology Center (Appeal	
<ul><li>☐ After Final</li><li>☐ Affidavits/Declaration(s)</li></ul>	, pproduct	Notice, Brief, Reply Brief)	
Extension of Time Request	Power of Attorney, Revocation	Proprietary Information	
Express Abandonment Request	Change of Correspondence Address	Status Letter	
Information Disclosure Statement	☐ Terminal Disclaimer	Other Enclosures:	
Response to Missing Parts/ Incomplete Application	Request for Refund		
Response to Missing Parts under 37 CFR § 1.52 or 1.53	Request for Continued Examination (RCE) Transmittal		
☐ Drawings	After Allowance Communication to Technology Center		

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Patent

Case No.: 56732US002

DEC 0 6 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor:

MARTIN, PHILIP G.

Application No.:

09/989965

Group Art Unit:

3743

Filed:

November 21, 2001

Examiner:

Teena Kay Mitchell

Title:

FILTERING FACE MASK THAT USES AN EXHALATION VALVE THAT HAS A

MULTI-LAYERED FLEXIBLE FLAP

## **AMENDMENT AND RESPONSE UNDER 37 CFR § 1.116**

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § L8(a)]
I hereby certify that this correspondence is being:
deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
Iransmitted by facsimile on the dute shown below to the United States Patent and Trademark Office at (70.1) 872-9306.
Date Signed by: Suson M. Dacko

Dear Sir:

In response to the Examiner's Answer mailed October 4, 2004, please amend this application as set forth below.

Upon review of the file, it was noted that the initialed Form PTO-1449 filed with the Disclosure Statement dated March 22, 2004 has not been received. It is requested that the Examiner initial the Form PTO-1449, a copy of which is enclosed for the Examiner's convenience, and return it to the undersigned attorney.

This Amendment is believed to be timely submitted. It is believed that no fee is due; however, in the event a fee is required, please charge the fee to Deposit Account No. 13-3723.